

Serial No. 10/773,250

Attorney Docket # 2270-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of:

APPLICANT: Michael J. ALBERTS.

ART UNIT: 2116

SERIAL NO. : 10/773,250 :

Examiner: Ernesto GARCIA

FILED: February 9, 2004

TITLE: **MODULAR STACKABLE FENCE APPARATUS**

September 6, 2006

U. S. Commissioner of Patents and Trade-Marks
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
U.S.A.

Via Facsimile to Technology Center 2116 (After Final) 1-571-273-8300

Sir:

RESPONSE AND AMENDMENT

This amendment is responsive to the Examiner's FINAL action dated June 19, 2006 and due September 19, 2006 without penalty.

Applicant has added new claims 15-18 and canceled claims 8 and 12. Applicant believes that the total number of claims is less than 20, however there is one independent claim in excess of 3 and therefore a credit card authorization is attached hereto in the amount of \$100 for the additional independent claim.

09/07/2006 MBINAS 00000011 10773250

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FACSIMILE COVER SHEET

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ATTENTION: **Examiner Ernesto Garcia**

VOICE No.:

COMPANY: USPTO Group Art Unit TC 2116

OUR FILE No.: 2270-001

Your File No.: 10/773,250

DATE: September 6, 2006

NOTES:

RESPONSE TO FINAL OFFICE ACTION

In re application of :

Michael Alberts :

Examiner: Ernesto Garcia

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